

CHAPTER 979

H.B. No. 2516

AN ACT

relating to the fees for the administration and enforcement of the labeling of motor fuels containing certain mixtures of gasoline and alcohol.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Sections 9(c) and (e), Chapter 1033, Acts of the 71st Legislature, Regular Session, 1989 (Article 8614, Vernon's Texas Civil Statutes), are amended to read as follows:

(c) In addition to the fees authorized by Subsection (b) of this section, the comptroller by rule may impose a fee to be collected on a periodic basis determined by the comptroller from each distributor, supplier, wholesaler, and jobber who deals in a motor fuel, *without regard to whether the motor fuel is subject to regulation under this Act*. The comptroller by rule shall prescribe the form for reporting and remitting the fees imposed by and under this section.

(e) The total amount of the fees collected *annually* under this Act may not exceed *the lesser of*:

- (1) the costs of administering and enforcing the provisions of this Act; *or*
- (2) \$500,000.

SECTION 2. Section 1(2), Chapter 1033, Acts of the 71st Legislature, Regular Session, 1989 (Article 8614, Vernon's Texas Civil Statutes), is amended to read as follows:

(2) "Motor fuel" has the meaning given that term by Section 153.001 [~~153.001(17)~~], Tax Code.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on May 14, 1993, by a non-record vote; passed by the Senate on May 27, 1993: Yeas 31, Nays 0.

Approved June 19, 1993.

Effective Aug. 30, 1993, 90 days after date of adjournment.